

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

USA

v.

Civil No. 06-cv-013-JM

Amy McPherson, et al.

ORDER

Re: Document No. 4, Motion/Letter to Appoint Counsel

**Ruling: Denied.** There is no constitutional or statutory right to free legal representation in a civil case. Bemis v. Kelley, 857 F.2d 14, 15 (1st Cir. 1988). An indigent litigant must demonstrate that exceptional circumstances exist to justify appointment of counsel. DesRosiers v. Moran, 949 F.2d 15, 23; Cookish v. Cunningham, 787 F.2d 1, 2 (1st Cir. 1986) (per curiam). Being incarcerated and indigent are insufficient in and of themselves.

  
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James R. Muirhead  
U.S. Magistrate Judge

Date: January 31, 2006

cc: John J. Farley, Esq.  
Amy McPherson, pro se